

# **EXHIBIT 1**

Notice of Order of Suspension and  
Order of Suspension



**RANDAZZA LEGAL GROUP, PLLC**

Ronald D. Green, NV Bar No. 7360  
Marc J. Randazza, NV Bar No. 12265  
2764 Lake Sahara Drive, Suite 109  
Las Vegas, Nevada 89117  
Telephone: 702-420-2001  
ecf@randazza.com

Attorney for Plaintiff  
AMA Multimedia LLC

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

AMA MULTIMEDIA, LLC, a Nevada  
limited liability company,

Plaintiff,

vs.

MACIEJ MADON, a foreign citizen;  
JOHN DOES 1-25; and  
ROE CORPORATIONS 26-50,

Defendants.

Case No. 2:17-cv-03037-GMN-EJY

**NOTICE OF ORDER OF SUSPENSION**

Plaintiff AMA Multimedia, LLC ("AMA"), PLEASE TAKE NOTICE that on October 22, 2019, this Court entered an Order of Suspension in *In re: Marc J. Randazza*, No. 2:19-cv-01765, suspending attorney Marc J. Randazza from practice before this Court. Counsel for AMA received this Order on October 29, 2019. Pursuant to ethical obligations and this Court's local rules, counsel for AMA hereby provide notice to AMA of this Order of Suspension, attached as **Exhibit 1**.



1 Dated: November 4, 2019.

Respectfully submitted,

2 RANDAZZA LEGAL GROUP, PLLC

3 /s/ Marc J. Randazza

4 Ronald D. Green, NV Bar No. 7360

Marc J. Randazza, NV Bar No. 12265

5 2764 Lake Sahara Drive, Suite 109

6 Las Vegas, NV 89117

7 Attorney for Plaintiff

8 AMA Multimedia, LLC



# **EXHIBIT 1**

Order of Suspension



UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

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In re: Marc J. Randazza,  
Attorney at Law, Bar No. 12265

Case No. 2:19-cv-01765-MMD  
ORDER OF SUSPENSION

**I. SUMMARY**

This is an attorney discipline matter. Before the Court is Marc J. Randazza's response to the Court's Order to Show Cause ("OSC") why he should not be suspended from practice before this Court following the Order Approving Conditional Guilty Plea Agreement filed by the Nevada Supreme Court ("NSC") on October 10, 2018. (ECF Nos. 1 (OSC), 3 (the "Response").) As further explained below, the Court will suspend Mr. Randazza from practice before this Court because this Court has neither the obligation, resources, nor inclination to monitor Mr. Randazza's compliance with the probationary conditions the NSC imposed on him. However, Mr. Randazza may file a petition for reinstatement once he has fully discharged those conditions and can produce a certificate of good standing from the NSC reflecting the same.

**II. BACKGROUND**

Mr. Randazza was suspended by the NSC following his conditional guilty plea to a charge that he violated "RPC 1.8(a) (conflict of interest: current clients: specific rules) and RPC 5.6 (restrictions on right to practice)." (ECF No. 3 at 15.) While Mr. Randazza's suspension was stayed, he is currently subject to several probationary conditions imposed by the NSC. (*Id.* at 17.) Until at least April 10, 2020, Mr. Randazza must: (1) "stay out of trouble;" (2) successfully complete 20 hours of ethics CLE in addition to his normal CLE requirements; and (3) seek the advice of an independent and unaffiliated



1 ethics attorney in each relevant jurisdiction before obtaining any conflicts of interest  
2 waivers. (*Id.* at 3, 15, 17.)

3 This Court issued the OSC as to why Mr. Randazza should not be suspended from  
4 practice in this Court on September 6, 2019. (ECF No. 1.) Mr. Randazza timely filed his  
5 Response on October 3, 2019. (ECF No. 3.) In his Response, he argues that this Court  
6 should allow him to continue practicing before it because he is still allowed to practice law  
7 before the Nevada state courts, and he is currently complying with the probationary  
8 conditions the NSC imposed on him. (*Id.* at 3-5.) He also argues that his suspension from  
9 practice by this Court would either be gravely unjust, or his misconduct does not justify  
10 suspension by this Court. (*Id.* at 3.) He further notes that other federal court have  
11 continued to allow him to practice while he is subject to the NSC's probationary conditions.  
12 (*Id.* at 5-6.)

### 13 III. DISCUSSION

14 This Court imposes reciprocal discipline on a member of its bar when that person  
15 is suspended or otherwise disciplined by a state court unless it determines that the state's  
16 disciplinary adjudication was improper. *See In re Kramer*, 282 F.3d 721, 724 (9th Cir.  
17 2002). Specifically, the Court will only decline to impose reciprocal discipline if the  
18 attorney subject to discipline presents clear and convincing evidence that:

19 (A) the procedure in the other jurisdiction was so lacking in notice or opportunity to  
20 be heard as to constitute a deprivation of due process; (B) there was such an  
21 infirmity of proof establishing the misconduct as to give rise to a clear conviction  
22 that the court should not accept as final the other jurisdiction's conclusion(s) on  
that subject; (C) imposition of like discipline would result in a grave injustice; or (D)  
other substantial reasons justify not accepting the other jurisdiction's  
conclusion(s).

23 LR IA 11-7(e)(3); *see also In re Kramer*, 282 F.3d at 724-25 (stating that the attorney  
24 bears the burden by clear and convincing evidence).

25 The Court will suspend Mr. Randazza from practice before this Court because the  
26 NSC's disciplinary adjudication regarding Mr. Randazza following his conditional guilty  
27 plea appears to have been proper, and he presents no clear and convincing evidence to  
28 the contrary. Procedurally, Mr. Randazza did not submit a certified copy of the entire



1 record from the NSC or present any argument as to why less than the entire record will  
2 suffice. See LR IA 11-7(e)(3). Substantively, while Mr. Randazza does appear to be  
3 allowed to practice in the Nevada state courts, he is also subject to probationary  
4 conditions that this Court has neither the obligation, resources, nor inclination to monitor.  
5 (ECF No. 3 at 17.) And the Court sees no substantial reasons not to suspend Mr.  
6 Randazza based on its review of the record. See LR IA 11-7(e)(3). The Court will therefore  
7 suspend Mr. Randazza.

8 That said, Mr. Randazza is free to petition the Court for reinstatement under LR IA  
9 11-7(i) assuming he is able to successfully complete his term of probation with the NSC.  
10 Any petition for reinstatement should not be filed until Mr. Randazza has successfully  
11 discharged each and every probationary condition imposed on him by the NSC, and he  
12 is able to present both a certificate of good standing from the NSC and evidence sufficient  
13 to establish that his practice in the Nevada state courts is fully unencumbered by any  
14 probationary or other conditions stemming from his conditional guilty plea or any other  
15 discipline imposed on him by the NSC.

16 **IV. CONCLUSION**

17 It is therefore ordered that Marc J. Randazza, Bar No. 12265, is hereby suspended  
18 from practice in the United States District Court for the District of Nevada.

19 DATED THIS 22<sup>nd</sup> day of October 2019.

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22 MIRANDA M. DU  
23 CHIEF UNITED STATES DISTRICT JUDGE  
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